

ENROLLED RESOLUTION 158-6

APPROVAL OF BEELER AMENDMENT TO THE YEAR 2002  
WAUKESHA COUNTY DEVELOPMENT PLAN

WHEREAS on November 26, 1996, the Waukesha County Board of Supervisors in Resolution No. 151-13 approved a Development Plan for Waukesha County to take effect January 1, 1997, and

WHEREAS on May 27, 1997, the Waukesha County Board of Supervisors adopted Resolution #152-R-002 entitled, "Technical Refinements and Implementation of a Development Plan for Waukesha County" which, among other matters, provided for annual update and amendment procedures, and

WHEREAS on February 21, 2002, the Waukesha County Park and Planning Commission and the Waukesha County Land Use, Parks and Environment Committee held a Joint Public Hearing to receive testimony on proposed changes to the Waukesha County Development Plan, and

WHEREAS the staff has identified in a "Staff Report and Recommendation" dated April 2, 2002, a summary of the hearing, comments and Staff Recommendations for and against the various proposed changes to specific properties and provisions in the Waukesha County Development Plan, and

WHEREAS said "Staff Report and Recommendation" has been reviewed by the Waukesha County Park and Planning Commission on April 2, 2002, and a recommendation thereon reported to the Land Use, Parks and Environment Committee and the Waukesha County Board of Supervisors as required by Resolution No. 152-R-002 which endorses the recommendations set forth in the "Staff Report and Recommendation" along with some modification and additional conditions to various properties.

WHEREAS on April 9, 2002, the Waukesha County Board referred the amendment of the Beeler property in the Town of Merton back to the Land Use, Parks and Environment Committee, who referred it back to the Waukesha County Park and Planning Commission, and

WHEREAS on May 23, 2002, the Waukesha County Park and Planning Commission tabled the proposed amendment to the Beeler property for further review by the Planning and Zoning Division staff, and

WHEREAS on June 6, 2002, the Waukesha County Park and Planning Commission voted to reaffirm their original decision of denial, in accordance with the staff memorandum dated May 23, 2002, and

WHEREAS on August 6, 2002, the Land Use, Parks and Environment Committee referred the matter back to the staff of the Waukesha County Department of Parks and Land Use – Planning and Zoning Division, and

WHEREAS on April 3, 2003, the Waukesha County Park and Planning Commission reviewed a memorandum from the staff of the Waukesha County Department of Parks and Land Use, who reaffirmed a recommendation of a denial for the request, and

WHEREAS the Waukesha County Park and Planning Commission voted on April 3, 2003, to approve the amendment to the Primary Environmental Corridor designation on the Beeler property, based upon the inconsistencies in the mapping of the Primary Environmental Corridor and the existing residential development around the subject property, and

WHEREAS the Planning and Zoning Division staff contacted the Southeastern Wisconsin Regional Planning Commission concerning the discrepancies in the Primary Environmental Corridor mapping, and

WHEREAS on June 25, 2003, the Southeastern Wisconsin Regional Planning Commission submitted correspondence discussing the discrepancies in the mapping of the Primary Environmental Corridor and concluded that, in taking into account the existing natural resource features and existing development conditions on the Beeler property, that the Commission staff concluded that the southerly portion of the Beeler property is not considered Primary Environmental Corridor (See Exhibit "A").

NOW THEREFORE BE IT HEREBY RESOLVED BY THE WAUKESHA COUNTY BOARD OF SUPERVISORS that the amendment to the Beeler property, in the NE ¼ of Section 30 in the Town of Merton, be amended from the Primary Environmental Corridor category to the Low Density Urban Residential (LDR) category (Tax Key No.: MRTT 0405.954), to permit the redivision of two (2) lots into three (3) parcels is hereby approved to the Year 2010 and the Buildout Map of the Waukesha County Development Plan subject to the following conditions:

1. Compliance with the Board of Adjustment decision of September 12, 2001.
2. A Vegetation Preservation & Removal Plan presented by the petitioner Baumann, be developed and submitted for review and approval by the Planning Staff so as too assure the overall natural qualities of this site outside of the area in which the house, garage, septic system and driveway will be built, are protected and preserved in an effort to promote and enhance the quality of the vegetation on this site and preservation of the high quality vegetation and replacement of vegetation where necessary.

BE IT FURTHER RESOLVED that a more detailed description and maps of the aforementioned property are on file in the office of the Waukesha County Department of Parks and Land Use.

BE IT FURTHER RESOLVED that the Waukesha County Clerk shall file a certified copy of this Resolution with the Town of Merton Clerk of Waukesha County.